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Paper No. 8

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AUG 31 2001

OFFICE OF PETITIONS

In re Application of	:
Dmitrii Loukianov et al	:
Application No. 09/727,104	: DECISION GRANTING STATUS
Filed: November 29, 2000	: UNDER 37 CFR 1.47(a)
Atty Docket No. 10559/383001/P10189	:

This is in response to the petition filed August 28, 2001, requesting reconsideration of a decision mailed June 13, 2001 refusing to accord 37 CFR 1.47(a) status to the above-identified application.

The petition is granted.

Petitioner has shown that the nonsigning inventor (Howard Harte) cannot be reached to join in the filing of the above-identified application.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status. As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the nonsigning inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The decision mailed June 13, 2001 stated that the declaration submitted with the petition of May 25, 2001 failed to set forth the mailing address of joint inventor Sandberg. In response, rather than setting forth the mailing address in a declaration complying with 37 CFR 1.63 and 37 CFR 1.64 or in an Application Data Sheet (ADS), petitioner included the mailing address in the petition. However, the rules provide that the mailing address must be set forth in a declaration complying with 37 CFR 1.63 and 37 CFR 1.64 or submitted in an ADS in accordance with 37 CFR 1.76. Therefore, the mailing address should be

provided either in a substitute declaration complying with 37 CFR 1.63(c)(1) or supplied by way of an ADS in accordance with 37 CFR 1.76 prior to issuance of the instant application or at such time as may be required by the examiner.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-8680.

This application is being forwarded to the Office of Initial Patent Examination Division for preexamination processing.

Frances Hicks
Frances Hicks

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy